BILL NO. Z-80-12-31

ZONING MAP NO. Z-05-81

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-2-C, Metropolitan Shopping Center (Bowman Center):

Lots #21, 22, 23, 24 and 25 in J.H. Feichter's Gardenview Addition in the City of Fort Wayne, Indiana, in accordance with the plat thereof, recorded in Plat Book 7A, Page 3, in the Office of the Recorder of Allen County, Indiana.

SECTION 2. The "B-2" Shopping Center Symbol now located at the intersection of East State Boulevard and Coliseum Boulevard; City of Fort Wayne, Indiana zoning map under the terms of Chapter 33, Municipal Code of the City of Fort Wayne Zoning Map No. R-14, referred to therein, established by Section 33-11 of said Chapter is hereby deleted.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage approval by the Mayor and legal publication thereof.

COUNCILMAN

APPROVED AS TO FORM AND LEGALITY DECEMBER 14, 1980.

J. E. Hoffman

JOHN E. HOFFMAN, City Attorney

Read the first time in full and on motion by Ensley, seconded by Nuckols, and duly adopted, read the second time by title and referred to the Committee Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the ~~Council Chambers, City~~ County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock ____ M.,E.S.T.

DATE: 12-23-80

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Gia Quinta, seconded by D. Schmidt, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	9				
BURNS	✓				
EISBART	✓				
GiaQUINTA	✓				
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.	✓				
SCHOMBURG	✓				
STIER	✓				
TALARICO	✓				

DATE: 2-17-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (~~GENERAL~~) (~~ANNEXATION~~) (~~SPECIAL~~) (~~APPROPRIATION~~) ORDINANCE (~~RESOLUTION~~) No. 3-05-81

on the 17th day of February, 19 81.

ATTEST:

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of February, 19 81, at the hour of 11:08 o'clock A. M.,E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 19th day of Feb. 19 81, at the hour of 3 o'clock P M.,E.S.T.

WINFIELD C. MOSES, JR.
MAYOR

BILL NO. Z-80-12-31

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

MARK E. GiaQUINTA, CHAIRMAN

SAMUEL J. TALARICO, VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

DONALD J. SCHMIDT

CONCURRED IN

DATE 2/17/81 CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 23, 1980, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-80-12-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 19, 1981;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 26, 1981.

Certified and signed this
27th day of January 1981.

Dennis J. Grotrian
Secretary

PETITION FOR ZONING ORDINANCE AMENDMENT

The Fort Wayne City Plan Commission does hereby petition the Fort Wayne Common Council to amend the Zoning Map of Fort Wayne, Indiana, by zoning Bowman Center a "B-2-C", Metropolitan Shopping Center. Bowman Center is presently designated a shopping center by authority of a "B-2" Shopping Center Symbol, which symbol is located at the intersection of East State Boulevard and Coliseum Boulevard. The Commission further petitions the Fort Wayne Common Council to delete the "B-2" Shopping Center Symbol located at the intersection of East State Boulevard and Coliseum Boulevard from the City of Fort Wayne, Indiana zoning map. Bowman Center is more particularly described as follows:

Lots #21, 22, 23, 24 and 25 in J.H. Feichter's Gardenview Addition in the City of Fort Wayne, Indiana, in accordance with the plat thereof, recorded in Plat Book 7A, Page 3, in the Office of the Recorder of Allen County, Indiana.

Joyce Schlatter

Joyce Schlatter
Secretary

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

27 January 1981

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held November 24, 1980. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance.

1. Bill No. Z-80-12-31

2. From: B-2 Symbol to a B-2-C, Metropolitan Shopping Center District

3. Intended Use: Bowman Center

4. Plan Commission Recommendation: DO PASS

   This ordinance received a DO PASS recommendation for the following reason:

   a. Judicial proceedings have removed the "B-2" Symbols and it is necessary to assign appropriate designations for these centers.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING

Gary F. Baeten
Senior Planner

GFB:pb

Attachments

5086

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Shopping Center Reclassification - Bowman Center 3-80-12-31

DEPARTMENT REQUESTING ORDINANCE CD&P

SYNOPSIS OF ORDINANCE This Ordinance will place this center into the correct shopping center classification within the new Shopping Center Ordinance.

EFFECT OF PASSAGE This Center will be classified under the new ordinance and will be permitted to develop.

EFFECT OF NON-PASSAGE Denial will prohibit any future development within the present shopping center boundaries.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

(ASSIGN TO COMMITTEE (J.N.) Regulations

OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Charles W. Westerman, Clerk -:- Room 122

February 23, 1981

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of February 26, 1981 and March 5, 1981, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana
Zoning Map Ordinances:

Bill No. Z-80-10-13 (as amended)
Zoning Map Ordinance No. Z-03-81

Bill No. Z-80-12-14
Zoning Map Ordinance No. Z-04-81

Bill No. Z-80-12-31
Zoning Map Ordinance No. Z-05-81

Bill No. G-80-12-32
General Ordinance No. G-02-81

Bill No. G-81-01-24
General Ordinance No. G-03-81

Please send us 18 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,
Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

AN EQUAL OPPORTUNITY EMPLOYER

LEGAL NOTICE

Notice is hereby given that on the 17th day of February, 1981, the Common Council of the City of Fort Wayne, Indiana in Special Session did pass the following Bill No. Z-80-10- 13 (AS AMENDED) -- Zoning Map Ordinance No. Z-03-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-6

Notice is hereby given that on the 17th day of February, 1981, the Common Council of the City of Fort Wayne, Indiana in Special Session did pass the following Bill No. Z-80-12-14 -- Zoning Map Ordinance No. Z-04-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-34

Notice is hereby given that on the 17th day of February, 1981, the Common Council of the City of Fort Wayne, Indiana in Special Session did pass the following Bill No. Z-80-12-31 -- Zoning Map Ordinance No. Z-05-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14

Notice is hereby given that on the 17th day of February, 1981, the Common Council of the City of Fort Wayne, Indiana in Special Session did pass the following Bill No. G-80-12-32 -- General Ordinance No. G-02-81, being AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a portion of an alley

Notice is hereby given that on the 17th day of February, 1981, the Common Council of the City of Fort Wayne, Indiana in Special Session did pass the following Bill No. G-81-01-24 -- General Ordinance No. G-03-81, being AN ORDINANCE amending certain Sections of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-80-10-13 (as amended) -- Zoning Map Ordinance No. Z-03-81; Bill No. Z-80-12-14 -- Zoning Map Ordinance No. Z-04-81; Bill No. Z-80-12-31 -- Zoning Map Ordinance No. Z-05-81; Bill No. G-80-12-32 -- General Ordinance No. G-02-81 and Bill No. G-81-01-24 -- General Ordinance No. G-03-81, were passed by the Common Council on the 17th day of February, 1981, said Ordinances were signed and approved by the Mayor on the 19th day of February, 1981, and now remains on file and on record in my office.

Copies of Bill No. Z-80-10-13 (as amended) -- Zoning Map Ordinance No. Z-03-81; Bill No. Z-80-12-14 -- Zoning Map Ordinance No. Z-04-81; Bill No. Z-80-12-31 -- Zoning Map Ordinance No. Z-05-81; Bill No. G-80-12-32 -- General Ordinance No. G-02-81 and Bill No. G-81-01-24 -- General Ordinance No. G-03-81 will be posted for reading in the following places in Fort Wayne, Allen County, Indiana:

(1) The main floor of the City-County Building

(2) The bulletin board in the lobby of Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the East door of the Allen County Court House

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(1) Reference Room in the north end of the main floor in said Downtown Public Library

(2) The Journal of phe Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fufilled and posted the above ordinances in the designated plaaes as stated on February 26, 1981

Charles W. Westerman
City Clerk

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
Head	number of lines	
Body	number of lines	119
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	Total number of lines in notice	121

COMPUTION OF CHARGES

121 lines, 1 cents per line columns wide equals 121 equivalent lines at x 27.6¢ $ 33.40

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 16 extra 8.00

TOTAL AMOUNT OF CLAIM. $ 41.40

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D Roose

Date Mar. 5, 19 81

Title CLERK

Form 903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned D. ROOSE who, being duly sworn, says that she is CLERK of the

Notice is hereby given that on the 17th day of February, 1981, the Common Council of the City of Fort Wayne, Indiana in Special Session did pass the following bill No. Z-80-10-13 (AS AMENDED) — Zoning Map Ordinance No. Z-03-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 6-6

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(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana

CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated on February 26, 1981

CHARLES W. WESTERMAN
City Clerk

2—26-3—5

D Roose

is 5th day of March 19 81

Notary Public

My commission expires September 28, 1983

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)

Allen County, Ind

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

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Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D Roose

Date Mar. 5, 19 81

Title CLERK

Form 903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS

Personally appeared before me, a notary public in and for said county and state, the undersigned D. ROOSE who, being duly sworn, says that he is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 - 3/5/81

D Roose

Subscribed and sworn to before me this 5th day of March 19 81

Harry V [illegible]
Notary Public

My commission expires September 28, 1983

Notice is hereby given that on the 17th day of February, 1981, the Common Council of the City

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(Governmental Unit)

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Arvilla DeWald

81

Title CLERK

904

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows:

2/26 - 3/5/81

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CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated on February 26, 1981.

CHARLES W. WESTERMAN
City Clerk

2-26-3-5

COPY OF
PENT HERE

Arvilla DeWald

ch 19 81

y Public

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

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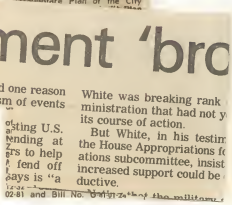
Arvilla DeWald

Date Mar.5, 19 81

Title CLERK

Form 904

OPY OF
IENT HERE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increased support could be
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02-81 and Bill No.

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 2/26 - 3/5/81

Arvilla DeWald

Subscribed and sworn to before me this 5th day of March 19 81

Harry V. Owen
Notary Public

My commission expires September 28, 1983